

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

QUENTIN GROSSHART,)	
Individually and)	
As Class Representative,)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:16-cv-00766-DW
)	
LEANNA MASSEY, STATE FARM)	
MUTUAL AUTOMOBILE)	
INSURANCE COMPANY, JOHN)	
DOES (1-25), AND JANE DOES)	
(1-25),)	
)	
Defendants.)	

JOINT MOTION TO EXTEND SCHEDULING DEADLINES

Plaintiff Quentin Grosshart and Defendants Leanna Massey and State Farm Mutual Automobile Insurance Company, jointly and by and through their respective counsel, hereby move the Court for an Order extending the deadlines set forth in Local Rule 16.1 and Fed. R. Civ. P. 26(f)(1). In support of this motion, the parties state as follows:

1. This case was removed to this Court from the Circuit Court of Jackson County, Missouri on July 8, 2016.
2. Defendants moved to dismiss Plaintiff's Amended Class Action Petition, and the briefing was completed on August 29, 2016.
3. Plaintiff filed a motion to remand to state court on August 15, 2016. Plaintiff's reply in support of his motion to remand is due by September 15, 2016.

4. The first paper filed in this action was State Farm's notice of removal filed on July 8, 2016. Pursuant to Local Rule 16.1(b), the deadline for the parties to file a Rule 16(b) scheduling report is Thursday, October 6, 2016.¹

5. Pursuant to Fed. R. Civ. P. 26(f)(1), the deadline for the parties to confer and discuss a discovery plan is September 15, 2016.

6. The parties have conferred and request that the Local Rule 16.1(b) and Fed. R. Civ. P. 26(f)(1) deadlines be extended and set based on the Court's decision on Plaintiff's motion to remand. Specifically, if the Court denies Plaintiff's motion to remand, the parties request that they be given fourteen (14) days from the date of the remand order to conduct a Rule 26(f) conference, and the parties will then submit a Rule 16(b) scheduling report within twenty-one (21) days of the Rule 26(f) conference.

7. The requested extension will allow the Court to determine whether it will exercise jurisdiction before the parties begin discovery.

8. The requested relief will not cause prejudice to the Court or either party given that there has been no schedule entered in this matter.

WHEREFORE, the parties respectfully request that the Court enter an Order extending the deadline for the parties to conduct a Rule 26(f) conference to fourteen (14) days after the Court's ruling on Plaintiff's motion to remand and the deadline for the parties to submit a Rule 16(b) scheduling report until thirty-five (35) days after the Court's ruling on Plaintiff's motion to remand.

¹ Prior to removal, the only paper filed by a defendant in the Circuit Court of Jackson County, Missouri was Defendant Massey's Application for Change of Judge filed on July 7, 2016. If that filing is considered the first paper filed in this action, then the deadline for a Rule 16(b) scheduling report is October 5, 2016 and the deadline for the Rule 26(f) conference is September 14, 2016.

Respectfully Submitted,

/s/ George F. Verschelden

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of September, 2016, the foregoing document was filed with the Clerk of the Court by using the CM/ECF system, which sent notification of such filing to all counsel of record, including:

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